

STATE OF INDIANA



INDIANA UTILITY REGULATORY COMMISSION
302 W. WASHINGTON STREET, SUITE E-306
INDIANAPOLIS, INDIANA 46204-2764

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PETITION OF THE DEPARTMENT OF
WATER WORKS OF THE CITY OF
MICHIGAN CITY FOR AUTHORITY TO
INCREASE RATES AND CHARGES FOR
WATER UTILITY SERVICE ON AN
EMERGENCY AND NON-EMERGENCY
BASIS, FOR APPROVAL OF A NEW
SCHEDULE OF WATER RATES AND CHARGES
FOR WATER UTILITY SERVICE AND FOR
A CHANGE IN APPLICABLE DEPRECIATION
RATES

CAUSE NO. 42517

FILED

FEB 10 2004

INDIANA UTILITY
REGULATORY COMMISSION

You are hereby notified that on this date the Indiana Utility Regulatory Commission has caused the following entry to be made:

On January 21, 2004, the Office of Utility Consumer Counselor ("OUCC") filed with the Commission its "Motion to Modify Procedural Schedule," which appears in the following words and figures, to-wit:

[H.I.]

In its Motion, the OUCC requested two additional days in which to prefile its testimony, which Petitioner did not oppose.

On January 30, 2004, Petitioner filed with the Commission its "Motion to Modify Procedural Schedule," which appears in the following words and figures, to-wit:

[H.I.]

In its Motion, Petitioner requested that it be given until February 6, 2004 in which to prefile its rebuttal testimony. Petitioner further requested that the evidentiary hearing in this Cause be continued from February 11, 2004 to some time in the first week of March to allow Petitioner and the OUCC additional time in which to engage in settlement negotiations. In its Motion, Petitioner stated that the OUCC agrees to the extension of the rebuttal prefilng date and also agrees to rescheduling the evidentiary hearing to the first week of March.

On February 6, 2004, Petitioner filed with the Commission its "Second Motion to Modify Procedural Schedule," which appears in the following words and figures, to-wit:

[H.I.]

In its Second Motion, Petitioner indicated that it has reached a settlement in this Cause with the OUCC but has not yet finalized that settlement in writing. Petitioner therefore seeks a second extension of the deadline for filing rebuttal testimony - until the close of business February 18, 2004. The Motion states that the OUCC has no objections.

The presiding officers, upon reviewing the above Motions, now determine that all three Motions should be granted. Accordingly: the OUCC's prefiled testimony will be deemed timely filed if filed on or before January 23, 2004; Petitioner should be given until February 18, 2004 in which to prefile any rebuttal testimony it might have; and the evidentiary hearing in this Cause should be continued from February 11 to March 3, 2004, beginning at 10:30 a.m. in Room E-306 of the Commission's offices.

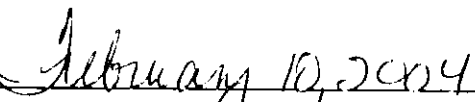
IT IS SO ORDERED.

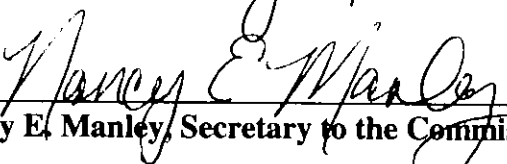


Larry S. Landis, Commissioner



Gregory S. Colton, Administrative Law Judge

Dated: 



Nancy E. Manley, Secretary to the Commission